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6 Attorneys for Defendant  
TEOFIL BRANK

7  
8 **UNITED STATES DISTRICT COURT**  
9 **CENTRAL DISTRICT OF CALIFORNIA**  
10 **WESTERN DIVISION**

11  
12 UNITED STATES OF AMERICA,  
13 Plaintiff,  
14 v.  
15 TEOFIL BRANK,  
16 Defendant.

Case No. CR 15-00131-JFW

**RESPONSE TO DEFENDANT  
TEOFIL BRANK'S PRO SE  
MOTION TO COMPEL COUNSEL  
TO RELEASE FILES AND RECORD**

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18 Attorney of record, Seema Ahmad, hereby files the attached response to  
19 Defendant Teofil Brank's Pro Se Motion to Compel Counsel to release files and record  
20 filed on September 8, 2017.

21 Respectfully submitted,

22 HILARY POTASHNER  
23 Federal Public Defender

24 DATED: September 21, 2017 By /s/ Seema Ahmad

25 SEEMA AHMAD  
26 Deputy Federal Public Defender  
27  
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**RESPONSE**

On September 8, 2017 defendant Teofil Brank filed a *pro se* motion seeking an Order from this Court directing defense counsel to provide him with “all discovery, Brady material, transcripts of proceedings, and plea agreements filed...” Pro Se Motion, Dkt. No. 401.

In response to that motion, defense counsel will send Mr. Brank all non-protected discovery as well as his entire case file within seven days of the filing of this response. As the Court is aware, protective orders have been entered into in this case that prevent Mr. Brank from having custody of certain discovery. *See* Orders at Dkt. Nos. 40, 41, 171, 291.

Defense counsel also notes that Mr. Brank is currently represented by appellate counsel and a direct appeal is pending. Undersigned defense counsel has previously provided Mr. Brank’s case file and all discovery to appellate counsel.

Respectfully submitted,

HILARY POTASHNER  
Federal Public Defender

DATED: September 21, 2017

By /s/ Seema Ahmad

SEEMA AHMAD  
Deputy Federal Public Defender

**PROOF OF SERVICE**

I, Maribel Bran, declare that I am a resident or employed in Los Angeles County, California; that my business address is the Office of the Federal Public Defender, 321 East 2nd Street, Los Angeles, California 90012-4202, Telephone No. (213) 894-2854; that I am over the age of eighteen years; that I am not a party to the action entitled above; that I am employed by the Federal Public Defender for the Central District of California, who is a member of the Bar of the State of California, and at whose direction I served a copy of the attached **RESPONSE TO DEFENDANT TEOFIL BRANK'S PRO SE MOTION TO COMPEL COUNSEL TO RELEASE FILES AND RECORD** on the following individual(s) by:

|  |  |   |   |
|--|--|---|---|
| <input type="checkbox"/> Placing<br>same in a sealed<br>envelope for<br>collection and<br>interoffice delivery<br>addressed as<br>follows: | <input type="checkbox"/> Placing<br>same in an envelope<br>for hand delivery<br>addressed as<br>follows: | <input checked="" type="checkbox"/> Placing<br>same in a sealed<br>envelope for<br>collection and<br>mailing via the<br>United States Post<br>Office addressed as<br>follows: | <input type="checkbox"/> Faxing<br>same via facsimile<br>machine addressed<br>as follows: |
|--|--|---|---|

Teofil Brank  
FCI Victorville Medium I  
P.O. Box 3725  
Adelanto, CA 92301

This proof of service is executed at Los Angeles, California, on September 21, 2017.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

*/s/ Maribel Bran*

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**MARIBEL BRAN**